

Message Text

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PAGE 01 STATE 191797
ORIGIN EUR-12

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DRAFTED BY EUR/EE:SFROMOWITZ;MEG
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FM SECSTATE WASHDC
TO AMEMBASSY BUCHAREST PRIORITY

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E.O. 11652: N/A

TAGS: CPRS, EFIN, RO

SUBJECT: DECREE 223 PROPERTY CASES

REF: BUCHAREST4858

1. WE HAVE INFORMED MUNTEANU, ASTALIS AND STROE OF GOR
OFFER OF COMPENSATION AND OF REQUIREMENTS. COPIES OF LET-
TERS ARE BEING POUCHED TO EMBASSY. I WE
HAVE ASKED THAT IF THEY ACCEPT OFFER, THEY SEND CERTIFICATE
OF NATURALIZATION AND SWORN STATEMENT (REFTEL, PARA 2)
DIRECTLY TO EMBASSY BUCHAREST (FOR CONSULAR OFFICER).

2. IN RESPONSE TO NICOLESCU QUESTION ON POSSIBLE CLAIMS
BY RELATIVES (REFTEL, PARA 3), WE HAVE CONSULTED LEGAL
ADVISOR'S OFFICE. IT WOULD BE POSSIBLE FOR CLAIMANT
TO RENOUNCE ANY OR ALL FUTURE CLAIMS ON PROPERTY BY ALL
OTHER OR THIRD PARTIES. WE HAVE ADVISED CLAIMANTS TO
INCLUDE SUCH A RENUNCIATION IN THEIR SWORN STATEMENTS.

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FYI. A MEMORANDUM FROM DEPUTY ASSISTANT LEGAL ADVISOR
HUANG, DEALING WITH QUESTION OF THIRD PARTY CLAIMS, IS
BEING POUCHED TO EMBASSY. MAJOR RELEVANT POINTS: NORMALLY,
ROMANIAN LAW GOVERNS CASES CONCERNING REAL PROPERTY LOCATED
IN ROMANIA. USG WOULD BECOME DIRECTLY CONCERNED IN SUCH
CASES (INCLUDING CLAIMS OF THIRD PARTIES) ONLY IF THERE

APPEARS TO BE ANY IRREGULARITY OR APPEARANCE OF DISCRIMINATION AGAINST U.S. CITIZENS (E.G., DENIAL OF JUSTICE OR INADEQUATE COMPENSATION). IF ROMANIAN COURT DECLARES AN INDIVIDUAL THE HEIR TO PROPERTY, AND SUCH IRREGULARITIES DO NOT EXIST, THERE SHOULD BE NO PROBLEM WITH FURTHER CLAIMS BY OTHER RELATIVES. SWORN STATEMENT REFERRED TO ABOVE SHOULD PRECLUDE SUCH PROBLEMS.

3. IN FUTURE CASES, EMBASSY SHOULD CORRESPOND DIRECTLY WITH CLAIMANTS (COPIES TO L/C AND EUR/EE) WHEN GOR MAKES AN OFFER. DEPARTMENT WILL FOLLOW UP ON EMBASSY REQUESTS FOR INFORMATION ON CASES AND ASSIST AS REQUIRED.
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Message Attributes

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Decaption Date: 01 jan 1960
Decaption Note:
Disposition Action: RELEASED
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Disposition Case Number: n/a
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Disposition History: n/a
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